



Eric Gonzalez  
District Attorney

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[INSERT NAME]  
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]  
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: DARRYL FONTAINE

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

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**Disclosure # 1:**

MOS FONTAINE ENTERED A PLEA OF GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGE ARISING FROM AN INCIDENT ON OR ABOUT NOVEMBER 1, 2006, WHILE MOS FONTAINE WAS ASSIGNED TO THE 63<sup>RD</sup> PRECINCT AND ON DUTY:

**ALLEGATION:**

1. MOS FONTAINE, AT APPROXIMATELY 2100 HOURS, AT A LOCATION KNOWN TO THE DEPARTMENT, IN NEW YORK COUNTY, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT IN THAT, AFTER HAVING HAD A DISPUTE WITH AN INDIVIDUAL KNOWN TO THE DEPARTMENT ON THE PREVIOUS EVENING, SAID MOS DID RETURN TO SAID LOCATION DEMANDED THAT SAID INDIVIDUAL PROVIDE SAID MOS WITH IDENTIFICATION AND THREATENED THAT SAID INDIVIDUAL HAD BETTER "WATCH HIS BACK."

CASE STATUS: CLOSED ON 04/07/2009.

ACTION TAKEN: SHARED PENALTY WITH DISCLOSURE # 2 BELOW. THIRTY-TWO (32) SUSPENSION DAYS AND FORFEITURE OF EIGHTEEN (18) VACATION DAYS, FOR A COMBINED TOTAL OF FIFTY (50) PENALTY DAYS.

**Disclosure # 2:**

MOS FONTAINE ENTERED A PLEA OF GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGE ARISING FROM AN INCIDENT ON OR ABOUT AND BETWEEN NOVEMBER 21, 2005 AND MAY 9, 2008, WHILE MOS FONTAINE WAS ASSIGNED TO THE 63<sup>RD</sup> PRECINCT:

**ALLEGATION:**

1. MOS FONTAINE ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT IN THAT HE MAINTAINED INSURANCE FOR HIS PERSONAL VEHICLE USING AN ADDRESS IN SULLIVAN COUNTY, NEW YORK, AND HAD SAID VEHICLE REGISTERED TO SAID ADDRESS WHEN IN FACT HE RESIDED IN KINGS COUNTY.

CASE STATUS: CLOSED ON 04/07/2009.

ACTION TAKEN: SHARED PENALTY WITH DISCLOSURE # 1 ABOVE. THIRTY-TWO (32) SUSPENSION DAYS AND FORFEITURE OF EIGHTEEN (18) VACATION DAYS, FOR A COMBINED TOTAL OF FIFTY (50) PENALTY DAYS.

**Disclosure # 3:**

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

1. MICHEAL ROMERO V. CITY OF NEW YORK, ET AL, 6307/11, FILED IN KINGS COUNTY SUPREME COURT
2. NAKAMI HOPE FELIX V. CITY OF NEW YORK, ET AL, 14-CV-09455, FILED IN THE SOUTHERN DISTRICT OF NEW YORK

**BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE UNAWARE OF ANY PENDING AND OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.**

Eric Gonzalez  
District Attorney  
Kings County